

U.S. Appl. No. 09/996,019
Reply to Final Office Action dated June 14, 2006

PATENT
450101-03634

REMARKS/ARGUMENTS

Reconsideration and withdrawal of the rejections of the application are respectfully requested in view of the remarks herewith.

I. STATUS OF THE CLAIMS AND FORMAL MATTERS

Claims 1-20 are currently pending. Claims 1, 9-11, 19 and 20 are independent. It is submitted that these claims, as originally presented, were in full compliance with the requirements of 35 U.S.C. §112.

II. REJECTIONS UNDER 35 U.S.C. §103(a)

Claims 1-20 were rejected under 35 U.S.C. §103(a) as allegedly unpatentable over U.S. Patent No. 6,201,958 to Boucher (hereinafter, merely "Boucher") in view of U.S. Patent No. 6,023,698 to Lavey, Jr., et al. (hereinafter, merely "Lavey").

III. RESPONSE TO REJECTIONS

Claim 1 recites, *inter alia*:

"A network management server connected to a network,
comprising:

**transmitting means for transmitting to said information
processing apparatus, a protocol file stating rules for utilizing
Internet services and an access point information file.**
(emphasis added)

As understood by Applicants, Boucher relates to a telecommunications network comprising at least a radio base station and a mobile terminal suitable for sending a secret authentication code to the radio station for making itself known to said network. The invention notably provides a registration procedure for the various terminals with base radio stations to

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enable the network to facilitate subscriber management. For this purpose, a period of time is allocated to the secret authentication code, so that the registration of a terminal results in the fact that said secret code is supplied at a date lying in said period of time.

As understood by Applicants, Lavey relates to retrieving information from an online database. A client computer includes a client memory that stores client application instructions and a client processor. The client application instructions include a set of dynamic link libraries of code and information for each of a plurality of Internet service providers. The client processor is responsive to the client application instructions by establishing a connection with a server computer over the Internet through a selected Internet service provider and by sending tokens to the server computer. The connection to the Internet through the selected Internet service provider is based on a set of dynamic link libraries of code and information for the selected Internet service provider.

Applicants respectfully submit that Boucher and Lavey, taken either alone or in combination, do not teach or suggest the above-identified features of independent claim 1. Specifically, Boucher and Lavey do not teach or suggest a network management server connected to a network comprising, a transmitting means for transmitting to said information processing apparatus, a protocol file stating rules for utilizing Internet services and an access point information file, as recited in independent claim 1.

Indeed, the system taught by Lavey as described on column 3, line 45, "provides a common coding interface that allows access to the internet through any one of a plurality of Internet service providers." However, the present invention comprises a transmitting means for transmitting a protocol file stating rules for utilizing Internet services and an access point information file.

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Therefore, Applicants submit that independent claim 1 is patentable.

For reasons similar to, or somewhat similar to, those described above with regard to independent claim 1, independent claims 9 and 10 are also believed to be patentable.

Claim 11 recites, *inter alia*:

“An information processing apparatus connected to a network...

wherein said information processing apparatus selects from an access point information file a preset access point geographically proximate to said information processing apparatus.” (emphasis added)

Applicants respectfully submit that Boucher and Lavey, taken either alone or in combination, do not teach or suggest the above-identified features of independent claim 11. Specifically, Boucher and Lavey do not teach or suggest an information processing apparatus connected to a network, wherein said information processing apparatus selects from an access point information file a preset access point geographically proximate to said information processing apparatus, as recited in independent claim 11.

Indeed, the system taught by Lavey as described on column 3, line 45, “provides a common coding interface that allows access to the internet through any one of a plurality of Internet service providers.” However, the present invention discloses an information processing apparatus wherein the information processing apparatus selects from an access point information file a preset access point geographically proximate to the information processing apparatus.

Therefore, Applicants submit that independent claim 11 is patentable.

For reasons similar to, or somewhat similar to, those described above with regard to independent claim 11, independent claims 19 and 20 are also believed to be patentable.

Therefore, Applicants submit that independent claims 1, 9-11, 19 and 20 are patentable.

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IV. DEPENDENT CLAIMS

The other claims are dependent from an independent claim discussed above, and are therefore believed patentable for at least the same reasons. Since each dependent claim is also deemed to define an additional aspect of the invention, however, the individual reconsideration of the patentability of each on its own merits is respectfully requested.

CONCLUSION

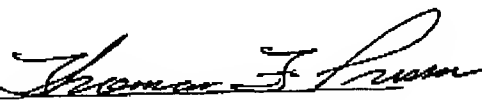
In the event the Examiner disagrees with any of statements appearing above with respect to the disclosure in the cited reference, or references, it is respectfully requested that the Examiner specifically indicate those portion, or portions of the reference, or references providing the basis for a contrary view.

Please charge any additional fees that may be needed, and credit any overpayment, to our Deposit Account No. 50-0320.

In view of the foregoing remarks, it is believed that all of the claims in this application are patentable and Applicants respectfully request early passage to issue of the present application.

Respectfully submitted,

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